UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

DIANE HARRELL,)	
Plaintiff,)	
VS.)	Case No. 4:05CV1017 HEA
WALGREEN CO. ILLINOIS,)	
Defendant)	

MEMORANDUM AND ORDER

This matter is before the Court on defendant's Motion to Dismiss, [# 10].

Plaintiff has not filed a response to the motion in accordance with the Court's Local

Rules. For the reasons set forth below, the motion is granted.

On July 11, 2005, this Court granted defendant's Motion to Dismiss for failure to state a claim. The Court granted plaintiff 14 days within which to file an amended complaint. To date, plaintiff has failed to do so. Defendant now moves to dismiss this matter for plaintiff's failure to comply with the Court's Order. The motion is well taken and will be granted.

Accordingly,

IT IS HEREBY ORDERED that defendant's Motion to Dismiss, [# 10] is granted. This matter is dismissed for failure to comply with the Court's July 11,

2005 Order.

Dated this 30th day of September, 2005.

HENRY EDWARD AUTREY UNITED STATES DISTRICT JUDGE

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